

Customer Number

24024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : M. Bennett et al.
For : **ELECTRO-PNEUMATIC LATCHING
VALVE SYSTEM**
Application No. : 10/784,717
Confirmation No. : 1435
Filed : February 23, 2004
Examiner : C. Schwartz
Art Unit : 3683
Last Office Action : January 3, 2008
Attorney Docket No. : 28679.04780
(P-BCVS-2003-527-US-NPV)

PETITION TO WITHDRAW EXAMINER'S HOLDING OF ABANDONMENT

Mail Stop Petition

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On January 3, 2008 the United States Patent and Trademark Office (USPTO) issued a Notice of Abandonment ("The Notice") for the above-referenced application. The Notice indicates Applicants failed to timely file a proper reply to the Office Action mailed June 12, 2007 ("the Office Action").

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this **PETITION TO WITHDRAW EXAMINER'S HOLDING OF ABANDONMENT** for US Appl. No. **10/784,717**, filed February 23, 2004, is being transmitted electronically to the United States Patent and Trademark Office (USPTO) via the USPTO's Electronic Filing Service (EFS-Web) on January 8, 2008.



Marianne Crimaldi {00195750.DOC;1}

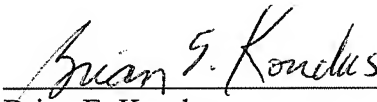
In fact, on December 12, 2007 Applicants did electronically file a response to the Office Action along with a Petition for a Three-Month Extension of Time and the associated extension of time fee. In that regard, a copy of the response filed December 12, 2007 is available in Image File Wrapper (IFW). A copy of the index of documents available in IFW for the referenced application is attached. Applicants note the response is itemized in the attached IFW index with a Mail Room Date of December 12, 2007. Since the response is available in IFW, Applicants have not included an additional copy along with this Petition. If an additional copy of the December 12, 2007 response is required by the USPTO, please inform the attorney of record.

Applicants believe that the evidence discussed above and enclosed herewith is sufficient to establish a timely response to the Office Action and, therefore, request withdrawal of the holding of abandonment for this application.

It is believed that no fee is due for entering this petition. However, should the Commissioner determine that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all such fees, and/or credit any overpayments, incurred as a result of entering this petition to Deposit Account No. 03-0172, Order No. 28679.04780.

Respectfully submitted,

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10/784,717

Electro-pneumatic latching valve system

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This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click Start Download.

Available Documents

| Mail Room Date | Document Code | Document Description | Document Category | Page Count |
|----------------|---------------|---|--------------------|------------|
| 01-03-2008 | ABN | Abandonment | PROSECUTION | 2 |
| 12-12-2007 | A... | Amendment - After Non-Final Rejection | PROSECUTION | 2 |
| 12-12-2007 | CLM | Claims | PROSECUTION | 8 |
| 12-12-2007 | REM | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 4 |
| 12-12-2007 | WFEE | Fee Worksheet (PTO-06) | PROSECUTION | 2 |
| 12-12-2007 | N417 | Status Letter Mailed to Applicant | PROSECUTION | 2 |
| 12-12-2007 | LET. | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 12-12-2007 | XT/ | Extension of Time | PROSECUTION | 1 |
| 06-12-2007 | CTNF | Non-Final Rejection | PROSECUTION | 5 |
| 06-12-2007 | 892 | List of references cited by examiner | PROSECUTION | 1 |
| 06-12-2007 | SRFW | Search information including classification, databases and other search related notes | PROSECUTION | 1 |
| 06-07-2007 | SRNT | Examiner's search strategy and results | PROSECUTION | 2 |
| 03-23-2007 | ELC. | Response to Election / Restriction Filed | PROSECUTION | 3 |
| 02-22-2007 | CTRS | Requirement for Restriction/Election | PROSECUTION | 5 |
| 02-22-2007 | 1449 | List of References cited by applicant and considered by examiner | PRIOR ART | 6 |
| 02-17-2007 | SRNT | Examiner's search strategy and results | PROSECUTION | 1 |
| 07-27-2006 | IDS | Information Disclosure Statement (IDS) Filed | PROSECUTION | 5 |
| 07-27-2006 | IDS | Information Disclosure Statement (IDS) Filed | PROSECUTION | 5 |
| 07-27-2006 | N417 | Status Letter Mailed to Applicant | PROSECUTION | 2 |
| 10-11-2005 | STATUS.LET | Request for status of Application | PROSECUTION | 2 |
| 08-18-2004 | IDS | Information Disclosure Statement (IDS) Filed | PROSECUTION | 2 |
| 08-18-2004 | FOR | Foreign Reference | PRIOR ART | 17 |
| 06-07-2004 | OATH | Oath or Declaration filed | PROSECUTION | 2 |
| 06-07-2004 | IDS | Information Disclosure Statement (IDS) Filed | PROSECUTION | 2 |
| 05-17-2004 | PEFN | Pre-Exam Formalities Notice | PROSECUTION | 2 |
| 02-23-2004 | TRNA | Transmittal of New Application | PROSECUTION | 2 |
| 02-23-2004 | SPEC | Specification | PROSECUTION | 14 |
| 02-23-2004 | CLM | Claims | PROSECUTION | 7 |
| 02-23-2004 | ABST | Abstract | PROSECUTION | 1 |
| 02-23-2004 | DRW | Drawings-only black and white line drawings | PROSECUTION | 5 |
| 02-23-2004 | IDS | Information Disclosure Statement (IDS) Filed | PROSECUTION | 1 |
| 02-23-2004 | WFEE | Fee Worksheet (PTO-06) | PROSECUTION | 1 |
| 02-23-2004 | WFEE | Fee Worksheet (PTO-06) | PROSECUTION | 1 |

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